

Prepared By:
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PARTIAL RELEASE

1/31/05 9:32:23
BK 2,151 PG 293
DESOTO COUNTY, MS
W.E. DAVIS, CH CLERK

KNOW ALL MEN BY THESE PRESENTS that for and in consideration of the part payment of the indebtedness described in and secured by that certain Deed of Trust dated December 3, 2002, executed by The Lakes at Bonne Terre, LLC to R. Grattan Brown as Trustee, for National Bank of Commerce as Beneficiary, which Deed of Trust is recorded in Book 1615, Page 231, in the office of the Chancery Clerk of DeSoto County, Mississippi, the undersigned National Bank of Commerce as Beneficiary named in said Deed of Trust, has bargained and sold and by these presents, does bargain, sell, convey, remise, release and quitclaim unto the said The Lakes at Bonne Terre, LLC the following described property located in DeSoto County, Mississippi, to-wit:

Lots 4, 8, 9 & 33, Final Plat, Bonne Terre Subdivision in Section 8, Township 2 South, Range 8 West, DeSoto County, Mississippi, as shown by plat appearing or record in Plat Book 90, Page 12, in the office of the Chancery Clerk of DeSoto County, Mississippi.

TO HAVE AND TO HOLD the aforesaid real property unto the said The Lakes at Bonne Terre, LLC and to its successors, heirs and assigns, in fee simple forever, free and discharged from the lien of said Deed of Trust and the indebtedness secured thereby.

The Chancery Clerk is hereby authorized and requested to enter the appropriate marginal notation of this release upon the face of said Deed of Trust.

But this is a partial release and as to all other property described in and conveyed by said Deed of Trust not heretofore nor hereby released, the lien of said Deed of Trust shall continue in full force and effect.

IN WITNESS WHEREOF, the undersigned has executed this instrument, this the 21st day of January, 2005.

NATIONAL BANK OF COMMERCE

BY: Kim Hamner, Sr.
Kim Hamner/Senior Vice President

STATE OF Tennessee

COUNTY OF Shelby

PERSONALLY appeared before me, the undersigned authority in and for the said County and State, on this the 21st day of January, 2005, within my jurisdiction, the within named Kim Hamner, who acknowledged that she is the Senior Vice President of National Bank of Commerce and that for and on behalf of the said corporation, and as its act and deed, she executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

Shirley A. Santucci
Notary Public

My Commission Expires:

~~MY COMMISSION EXPIRES OCT. 11, 2005~~

